THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :19252 OF 2007

DATED:11-09-2007

BETWEEN:

Arumilli Adinarayana Murthy.

..... PETITIONER

AND

The District Collector,
Kakinada,
East Godavari District & another.

.....RESPONDENTS

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ORDER:

Heard learned counsel appearing for the petitioner as well as the learned Government Pleader for Revenue appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the 2nd respondent in not considering and disposing of the application/representation of the petitioner, dated 12-03-2007, to amend/rectify the pattadar passbook and title deed bearing patta No.52, as illegal and arbitrary.

3. It is the case of the petitioner that he and his two brothers have partitioned the lands on 11-03-1981 among themselves and each of them is in occupation and possession of the same, but when survey has been conducted the land in possession of the respective brothers is not tallying with the partition deed and therefore, petitioner made a representation, dated 12-03-2007, to effect changes showing the lands in possession of the respective brothers, but the said representation has not been considered and disposed of by the 2nd respondent so far. Hence, the present Writ Petition.

4. Having regard to the facts and circumstances, 2nd respondent is directed to consider and dispose of the representation of the petitioner, dated 12-03-2007, after giving reasonable opportunity to the petitioner as well as all the other

interested persons by conducting enquiry, and pass appropriate orders in accordance with law, as expeditiously as possible, without any undue delay.

5. Accordingly, Writ Petition is disposed of. There shall be no order as to costs.

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V.ESWARAIAH,J

11th September, 2007.
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